



STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water
Notice of Change (Over)

APPLICATION 15664

PERMIT 9758

LICENSE 8397

THIS IS TO CERTIFY, That

RICHARD V. LEFLER
P. O. BOX 872, HEALDSBURG, CALIFORNIA 95448

HAS made proof as of JUNE 13, 1967 (the date of inspection)
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of
RUSSIAN RIVER IN SONOMA COUNTY

tributary to PACIFIC OCEAN

for the purpose of IRRIGATION USE
under Permit 9758 of the Board and that the right to the use of this water has been perfected in
accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of
this right dates from DECEMBER 29, 1953 and that the amount of water to which this right is
entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall
not exceed TWENTY-TWO HUNDREDTHS (0.22) CUBIC FOOT PER SECOND TO BE DIVERTED FROM
ABOUT APRIL 1 TO ABOUT OCTOBER 15 OF EACH YEAR.

THE EQUIVALENT OF SUCH CONTINUOUS FLOW ALLOWANCE FOR ANY THIRTY-DAY PERIOD
MAY BE DIVERTED IN A SHORTER TIME IF THERE BE NO INTERFERENCE WITH OTHER VESTED
RIGHTS.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

NORTH 450 FEET AND WEST 400 FEET FROM SE CORNER OF PROJECTED SECTION 34, T11N, R10W,
MDB&M, BEING WITHIN SE1/4 OF SE1/4 OF SAID SECTION 34.

A DESCRIPTION OF LANDS OR THE PLACE WHERE
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

5 ACRES WITHIN SW1/4 OF SE1/4 OF PROJECTED SECTION 34, T11N, R10W, MDB&M
25 ACRES WITHIN SE1/4 OF SE1/4 OF PROJECTED SECTION 34, T11N, R10W, MDB&M
30 ACRES WITHIN NE1/4 OF NW1/4 OF PROJECTED SECTION 3, T10N, R10W, MDB&M
20 ACRES WITHIN NW1/4 OF NE1/4 OF PROJECTED SECTION 3, T10N, R10W, MDB&M

80 ACRES TOTAL

7-11-73

RECEIVED NOTICE OF ASSIGNMENT TO

Marguerite L. Trajane

9-10-75

RECEIVED NOTICE OF ASSIGNMENT TO

Patrick William Boyle

9-14-81

Asgd to Michael & Dianne Delfino

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: FEB 27 1968

STATE WATER RESOURCES CONTROL BOARD

K. L. Woodward

Chief, Division of Water Rights

JAN 29 '68 AAC

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 15664 PERMIT 9758 LICENSE 8397

ORDER DIRECTING DIVISION OF LICENSE
ISSUANCE OF SEPARATE LICENSES
REVOCATION OF THE ORIGINAL LICENSE AND
CHANGE IN THE PLACE OF USE

1. License 8397 was issued to Richard V. Lefler and recorded with the County of Sonoma on February 27, 1968 in Book 2318, Page 695, Document K70026.
2. License 8397 was subsequently assigned to Michael Delfino and Dianne Delfino.
3. A request for issuance of separate licenses to cover licensees' respective interest in License 8397 has been filed with the State Water Resources Control Board.
4. The Board has determined that such division of license and issuance of separate licenses does not constitute the initiation of a new right nor operate to the injury of any other legal user of water.
5. The license condition pertaining to the continuing authority of the Board does not conform to the current common law Public Trust Doctrine as contained in Title 23, California Code of Regulations, Section 780(a).

NOW, THEREFORE, IT IS ORDERED THAT:

1. License 8397 be replaced by License 8397A issued to Michael Delfino and Dianne Delfino; License 8397B issued to Ronald Rolleri and Marie Rolleri and Alfred J. Edridge and Deanne L. Edridge; License 8397C issued to Mario Meola and Bonnie Meola.
2. Superseded License 8397 is hereby revoked upon issuance of Licenses 8397A, 8397B and 8397C.
3. Separate licenses be issued as follows:

A. License 8397A

- | | |
|------------------------|---|
| 1. Owner: | Michael Delfino and Dianne Delfino |
| 2. Source: | Russian River tributary to Pacific Ocean in Sonoma County |
| 3. Use: | Irrigation |
| 4. Amount: | 0.093 cubic foot per second |
| 5. Season: | April 1 to October 15 |
| 6. Point of Diversion: | North four hundred fifty (450) feet and West four hundred (400) feet from SE corner of projected Section 34, T11N, R10W, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said projected Section 34, also described as California Coordinated System, Zone 2, N 397,400 and E 1,727,300. |

3

7. Place of Use:

A total of 33.8 acres as follows:

16.8 acres within the NW $\frac{1}{4}$ of NE $\frac{1}{4}$, and 2.0 acres within the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 3, T10N, R10W, MDB&M; 13.0 acres within the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, of projected Section 34, T11N, R10W, MDB&M; 2.0 acres within the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 35, T11N, R10W, MDB&M; as shown on map on file with the State Water Resources Control Board.

B. License 8397B

1. Owner:

Ronald Rolleri and Marie Rolleri and Alfred J. Edridge and Deanne L. Edridge
Russian River tributary to Pacific Ocean in Sonoma County
Irrigation

2. Source:

0.072 cubic foot per second
April 1 to October 15

3. Use:

4. Amount:

5. Season:

6. Point of Diversion:

North four hundred fifty (450) feet and West four hundred (400) feet from SE corner of projected Section 34, T11N, R10W, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said projected Section 34, also described as California Coordinated System, Zone 2, N 397,400 and E 1,727,300.

7. Place of Use:

A total of 26.5 acres as follows:

12.0 acres within the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 3, T10N, R10W, MDB&M; 5.0 acres within the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 9.5 acres within the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 34, T11N, R10W, MDB&M; as shown on map on file with the State Water Resources Control Board.

C. License 8397C

1. Owner:

Mario Meola and Bonnie Meola
Russian River tributary to Pacific Ocean in Sonoma County
Irrigation

2. Source:

0.055 cubic foot per second
April 1 to October 15

3. Use:

4. Amount:

5. Season:

6. Point of Diversion:

North four hundred fifty (450) feet and West four hundred (400) feet from SE corner of projected Section 3, T10N, R10W, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said projected Section 34, also described as California Coordinated System, Zone 2, N 397,400 and E 1,727,300.

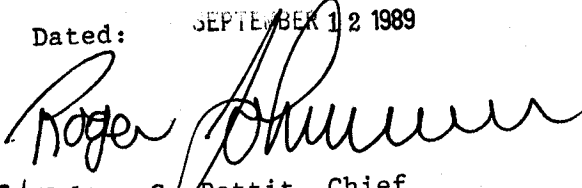
7. Place of Use:

A total of 19.7 acres as follows:

17.0 acres within the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, and 2.7 acres within the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 3, T10N, R10W, MDB&M; as shown on map on file with the State Water Resources Control Board.

4. Licenses 8397A, 8397B and 8397C shall contain all other terms and conditions presently in License 8397 or updated terms to reflect present Board policy including replacing the Board's continuing authority term as contained in Title 23, California Code of Regulations, Section 780(a).

Dated: SEPTEMBER 12 1989


for Walter G. Pettit, Chief
Division of Water Rights